BEFORE THE LOK ADALAT

ORGANISED BY THE KERALA HIGH COURT LEGAL SERVICES COMMITTEE

THE HONOURABLE MR. JUSTICE G.SIVARAJAN (RETD.JUDGE)
&
SRI.K.J.THOMAS STANLEY (RETD.ADDL. DISTRICT JUDGE)

MONDAY, THE 5TH NOVEMBER 2007 / 14TH KARTHIKA 1929

Mat.Appeal.No. 374 of 2007()

O.P.NO.127/05 OF FAMILY COURT KOTTAYAM AT ETTUMANOOR

APPELLANT: 1ST RESPONDENT

SREEKUMAR, S/O A.S.KARUNAKARAN NAIR,
AGED 32 YEARS, ERATHYIL HOUSE, KORUTHODU P.O.,
ERUMELY NORTH VILLAGE, KANJIRAPPALLY TALUK,
KOTTAYAM DISTRICT.

BY ADV. SRI.MATHEW PHILIP EDAPPALLIL
SRI.DELEEP RAJ.

RESPONDENTS: PETITIONER & RESPONDENTS 2 & 3
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1. AJITHA KUMARI.S, D/O NARAYANAN NAIR,
AGED 29 YEARS, KALARICKAL HOUSE, PALPRA P.O.,
EDAKKUNNAM VILLAGE, KANJIRAPPALLY.

2. A.S.KARUNAKARAN NAIR, AGED 72 YEARS,
ERATHYIL HOUSE, KORUTHODU P.O.,
ERAUMELY NORTH VILLAGE, KANJIRAPPALLY TALUK,
KOTTAYAM DISTRICT.

3. PARUKKUTTYAMMA, W/O A.S.KARUNAKARAN NAIR
AGED 60 YEARS, ERATHYIL HOUSE, KORUTHODU P.O.,
ERUMELY NORTH VILLAGE, KANJIRAPPALLY TALUK,
KOTTAYAM DISTRICT.

BY ADV. SRI.TITUS MANI

THIS MATRIMONIAL APPEAL HAVING COME UP FOR DETERMINATION AT LOK ADALAT AND THE PARTIES HAVING SETTLED THE MATTER, THE FOLLOWING AWARD IS PASSED IN TERMS OF SETTLEMENT.

JUSTICE G.SIVARAJAN
(RETIRED JUDGE, HIGH COURT OF KERALA)
&
SRI.K.J.THOMAS STANLEY
(RETIRED ADDITIONAL DISTRICT JUDGE)

MAT.APPEAL.No.374 OF 2007

Dated this the 5th day of November, 2007

A W A R D

Parties and their counsel are present. Parties have agreed for a settlement in the following terms:

The appellant will pay a sum of Rs.1,00,000/- (Rs.One lakh only) in full and final settlement of all the claims of the 1st respondent wife against him including the claim for future maintenance.

1st respondent can withdraw the amount of Rs.50,000/- (Rs.Fifty thousand only) already deposited by the appellant before the Family Court, Kotayam in O.P.No.127/2005 on an application made by her in that behalf. The appellant will pay the balance amount of Rs.50,000/- (Rs.Fifty thousand only) to the 1st respondent within six months from today.

The 1st respondent will file an application before the Judicial First Class Magistrate-I, Kanjirappally for deferring the proceedings in C.C.No.724/2004 for a period of six months. 1st

respondent has stated that she has no intention to pursue the criminal case in case the agreed amount is paid in full. The 1st respondent will get the attachment of the property belonging to the appellant lifted on fulfilment of the financial obligation in full. With regard to the allegation of the 1st respondent that the appellant had obtained five blank cheques from her, the appellant agrees that no such cheques will be presented or pursued in any manner what so ever.

The appeal is disposed of in terms of the settlement.

Issue a copy of the award to the parties.

JUSTICE G.SIVARAJAN
(RETIRED JUDGE, HIGH COURT OF KERALA)

SRI.K.J.THOMAS STANLEY
(RETIRED ADDITIONAL DISTRICT JUDGE)

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